

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JOHN DOE,

Plaintiff,

v.

UNIVERSITY OF SCRANTON,

Defendant.

No. 3:19-CV-01486

(Judge Brann)

ORDER

OCTOBER 9, 2020

In accordance with the accompanying Memorandum Opinion, **IT IS
HEREBY ORDERED** that:

1. Defendant's motion to dismiss (Doc. 16) is **GRANTED** in part;
2. Counts IX, X, and XI of the amended complaint are **DISMISSED** with prejudice;
3. Counts I and II of the amended complaint are **DISMISSED** without prejudice;
4. The Court **DECLINES** to exercise supplemental jurisdiction over Counts III, IV, V, VI, VII, and VIII of the Amended Complaint, without prejudice to Plaintiff re-filing these state law claims in state court; and
5. Plaintiff may, if he chooses, file a second amended complaint within 21 days of the date of this Order. Failure to file a timely second amended complaint will result in the Court closing this case.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann

United States District Judge